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/C.T./ 10/19/09

Atty. Dkt. No. 082251-0192 (PHLL-0157RE)

*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

Applicant: Mark Dinsmore  
Title: OPTICALLY DRIVEN  
THERAPEUTIC RADIATION  
SOURCE HAVING SPIRAL  
SHAPED THERMIONIC  
CATHODE  
Appl. No.: 10/790636  
Filing Date: 3/1/2004  
Examiner: Courtney D. Thomas  
Art Unit: 2882  
Confirmation Number: 6535

AMENDMENT AND REPLY UNDER 37 CFR 1.116

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Final Office Action dated September 23, 2008, concerning the above-referenced patent application.

Applicant has enclosed with this amendment a Petition for Extension of Time to make this response timely.

**Listing of the Claims** begins on page 3 of this document.

**Remarks/Arguments** begin on page 10 of this document.

Please amend the application as follows: